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Patent

Attorney's Docket No. 032367-449Applicant or Patentee: Burton G. Christensen, et al.Application or Patent No.: 09/457,926Filed or Issued: December 8, 1999For: Novel Anti-Bacterial Agents

**VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY STATUS
(37 C.F.R. §§ 1.9(f) AND 1.27(c)) - SMALL BUSINESS CONCERN**

I hereby declare that I am

- ☐ the owner of the small business concern identified below:
☒ an official of the small business concern empowered to act on behalf of the concern identified below:

NAME OF CONCERN Advanced Medicine, Inc.ADDRESS OF CONCERN 901 Gateway BoulevardSouth San Francisco, California 94080

I hereby declare that the above-identified small business concern qualifies as a small business concern as defined in 13 C.F.R. § 1.21 for purposes of paying reduced fees under Sections 41(a) and 41(b) of Title 35, United States Code, in that the number of employees of the concern, including those of its affiliates, does not exceed 500 persons. For purposes of this statement, (1) the number of employees of the business concern is the average, over the previous fiscal year of the concern, of the persons employed on a full-time, part-time, or temporary basis during each of the pay periods of the fiscal year, and (2) concerns are affiliates of each other when either, directly or indirectly, one concern controls or has the power to control the other, or a third party or parties controls or has the power to control both.

I hereby declare that rights under contract or law have been conveyed to and remain with the small business concern identified above with regard to the invention entitled NOVEL ANTI-BACTERIAL AGENTS by inventor(s) Burton G. Christensen, Edmund J. Moran, John H. Griffin, Mathai Mammen, J. Kevin Judice, James Aggen and YongQi Mu described in

- ☐ the specification filed herewith
☒ Application No. 09/457,926, filed December 8, 1999
☐ Patent No. _____, issued _____

If the rights held by the above-identified small business concern are not exclusive, each individual, concern, or organization having rights to the invention is listed below,* and no rights to the invention are held by any person, other than the inventor, who would not qualify as an independent inventor under 37 C.F.R. § 1.9(c), or by any concern that would not qualify as either a small business concern under 37 C.F.R. § 1.9(d) or a nonprofit organization under 37 C.F.R. § 1.9(e).

*NOTE: Separate verified statements are required from each named person, concern, or organization having rights to the invention averring to their status as small entities. (37 C.F.R. § 1.27.)

NAME _____

ADDRESS _____

☐ individual ☐ small business concern ☐ nonprofit organization

NAME _____

ADDRESS _____

☐ individual ☐ small business concern ☐ nonprofit organization

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earlier of the issue fee and any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 C.F.R. § 1.28(b).)

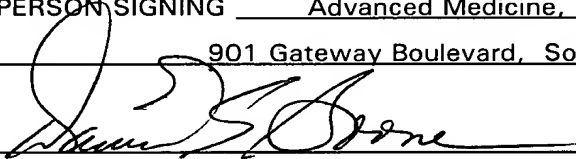
I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code; and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

NAME OF PERSON SIGNING David E. Boone

TITLE OF PERSON OTHER THAN OWNER Vice President and Chief Patent Council

ADDRESS OF PERSON SIGNING Advanced Medicine, Inc.

901 Gateway Boulevard, South San Francisco, CA 94080

SIGNATURE  DATE July 26, 2000

COMBINED DECLARATION FOR PATENT APPLICATION AND POWER OF ATTORNEY
(Includes Reference to Provisional and PCT International Applications)

Attorney's Docket No.

032367-449

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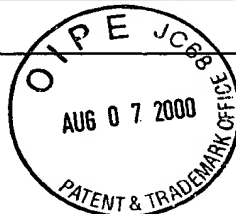
As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name;

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

NOVEL ANTI-BACTERIAL AGENTS

the specification of which (check only one item below):



☐ is attached hereto.

☒ was filed as United States application

Number 09/457,926

on December 8, 1999

and was amended

on _____ (if applicable).

☐ was filed as PCT international application

Number _____

on _____

and was amended

on _____ (if applicable).

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose to the Office all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, §1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, §119 (a)-(e) of any foreign application(s) for patent or inventor's certificate or of any PCT international application(s) designating at least one country other than the United States of America listed below and have also identified below any foreign application(s) for patent or inventor's certificate or any PCT international application(s) designating at least one country other than the United States of America filed by me on the same subject matter having a filing date before that of the application(s) of which priority is claimed:

PRIOR FOREIGN/PCT APPLICATION(S) AND ANY PRIORITY CLAIMS UNDER 35 U.S.C. § 119:

COUNTRY (if PCT, indicate "PCT")	APPLICATION NUMBER	DATE OF FILING (day, month, year)	PRIORITY CLAIMED UNDER 35 U.S.C. § 119
			<input type="checkbox"/> Yes <input type="checkbox"/> No
			<input type="checkbox"/> Yes <input type="checkbox"/> No
			<input type="checkbox"/> Yes <input type="checkbox"/> No
			<input type="checkbox"/> Yes <input type="checkbox"/> No
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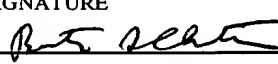
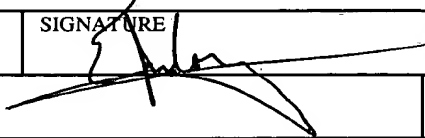
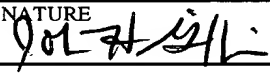

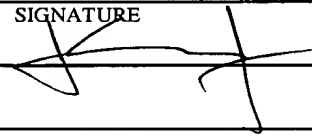
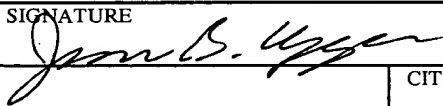
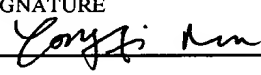
I hereby claim the benefit under Title 35, United States Code § 119(e) of any United States provisional application(s) listed below.

(Application Number)

(Filing Date)

(Application Number)

(Filing Date)

COMBINED DECLARATION FOR PATENT APPLICATION AND POWER OF ATTORNEY (CONTINUED) (Includes Reference to Provisional and PCT International Applications)		Attorney's Docket No. 032367-449	
FULL NAME OF SOLE OR FIRST INVENTOR Burton G. Christensen		SIGNATURE 	DATE 7/26/00
RESIDENCE 185 Chanticleer Lane, Alamo, CA 94507		CITIZENSHIP USA	
POST OFFICE ADDRESS 185 Chanticleer Lane, Alamo, CA 94507			
FULL NAME OF SECOND JOINT INVENTOR, IF ANY Edmund J. Moran		SIGNATURE 	DATE 7/26/00
RESIDENCE 131 Chaves, San Francisco, CA 94127		CITIZENSHIP Canada	
POST OFFICE ADDRESS 131 Chaves, San Francisco, CA 94127			
FULL NAME OF THIRD JOINT INVENTOR, IF ANY John H. Griffin		SIGNATURE 	DATE 7/26/00
RESIDENCE 56 Walnut Avenue, Atherton, CA 94027		CITIZENSHIP USA	
POST OFFICE ADDRESS 56 Walnut Avenue, Atherton, CA 94027			
FULL NAME OF FOURTH JOINT INVENTOR, IF ANY Mathai Mammen		SIGNATURE 	DATE 7/25/00
RESIDENCE 146 Dartmouth Road, #1, San Mateo, CA 94404		CITIZENSHIP Canada	
POST OFFICE ADDRESS 146 Dartmouth Road, #1, San Mateo, CA 94404			
FULL NAME OF FIFTH JOINT INVENTOR, IF ANY J. Kevin Judice		SIGNATURE 	DATE 7/14/00
RESIDENCE 212 Dolores Street, El Granada, CA 94018		CITIZENSHIP USA	
POST OFFICE ADDRESS 212 Dolores Street, El Granada, CA 94018			
FULL NAME OF SIXTH JOINT INVENTOR, IF ANY James Aggen		SIGNATURE 	DATE 7/26/00
RESIDENCE 1080 Eddy Street, Apt. 501, San Francisco, CA 94109		CITIZENSHIP USA	
POST OFFICE ADDRESS 1080 Eddy Street, Apt. 501, San Francisco, CA 94109			
FULL NAME OF SEVENTH JOINT INVENTOR, IF ANY YongQi Mu		SIGNATURE 	DATE 7/27/00
RESIDENCE 102 Lyell Street, Los Altos, CA 94022		CITIZENSHIP Peoples' Republic of China	
POST OFFICE ADDRESS 102 Lyell Street, Los Altos, CA 94022			
FULL NAME OF EIGHTH JOINT INVENTOR, IF ANY		SIGNATURE	DATE
RESIDENCE		CITIZENSHIP	
POST OFFICE ADDRESS			
FULL NAME OF NINTH JOINT INVENTOR, IF ANY		SIGNATURE	DATE
RESIDENCE		CITIZENSHIP	
POST OFFICE ADDRESS			